

Other Presidential Documents

Presidential Determination No. 2005–40 of September 28, 2005

Transfers of Defense Articles or Services and Brokering Activities for Libya Relating to Disposition of Libyan-owned C–130H Aircraft

Memorandum for the Secretary of State

Pursuant to the authority vested in me by the Constitution and laws of the United States, including sections 40(g) and 40A of the Arms Export Control Act (AECA), I hereby:

- determine that the transaction, encompassing sales or licensing for export of defense articles or defense services and brokering activities necessary to assist in the disposition, including any required refurbishment, of Libyan-owned C–130H aircraft, is essential to the national security interests of the United States and important to the national interests of the United States;
- waive the prohibitions in sections 40 and 40A of the AECA related to such transaction; and
- assign to you the functions under AECA section 40(g)(2) to consult with and submit reports to the Congress for proposed specific exports or transfers, 15 days prior to permitting them to proceed, that are necessary for and within the scope of this waiver determination and the transaction referred to herein.

You are authorized and directed to report this certification to the Congress and to arrange for its publication in the **Federal Register**.

GEORGE W. BUSH

THE WHITE HOUSE,
Washington, September 28, 2005.

Presidential Determination No. 2005–41 of September 29, 2005

Transfer of Funds from FY 2004 and 2005 Foreign Assistance Act and Arms Export Control Act Accounts to the International Narcotics Control and Law Enforcement Account to Support the G–8 Women’s Justice and Empowerment Initiative

Memorandum for the Secretary of State

Pursuant to the authority vested in me by the Constitution and laws of the United States, including section 610 of the Foreign Assistance Act of 1961, as amended (the “Act”), I hereby determine it necessary for the purposes of that Act that \$5 million in FY 2004 funds made available under the Support for East European Democracy Act (\$1 million) and FY 2005 funds made available under chapter 9 of part II of the Act (\$1.2 million) and under section 23 of the Arms Export Control Act (\$2.8 million) be transferred to, and consolidated with, funds made available under chapter 8 of